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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of

Gerrit SCHUURMANN et al.

Serial No.: 10/510,577

Filed: July 15, 2005

Title: N-(3-RIFAMYCINYL)-CARBAMATES, METHOD OF PREPARING THEM AND
THEIR USE FOR TREATING AND PREVENTING TUBERCULOSIS

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Group Art Unit.: 1624

Examiner: Bruck Kifle

PETITION UNDER 37 C.F.R. §1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

A Declaration was filed on August 11, 2006, along with a petition for correction of inventorship under 37 CFR 1.48(a).

The inventor Zoya Andonova NEDEYALKOVA was being added as an inventor. However, the inventor, Zoya Andonova NEDEYALKOVA refused to sign the Combined Declaration/Power of Attorney signed by all the other inventors even though she signed the declaration/statement entitled "Filing of Supplemental Declaration" (which was submitted with the petition discussed above) that read as follows:

The undersigned inventor understands that she was unintentionally omitted as one of the inventors for the above-identified application. This omission occurred with no deceptive intention on my part. I have no disagreement with the requested change in inventorship to be added to the above-identified patent application.

Inadvertently, without deceptive intention, said petition under 37 CFR 1.48(a) erroneously stated that "attached is a Declaration signed by all 16 inventors."

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Upon discovering the error, this petition under 37 C.F.R. §1.47(a) is filed requesting the acceptance of the application without the signature of Zoya Andonova NEDEYALKOVA on the Combined Declaration/Power of Attorney.

The last known address where Zoya Andonova NEDEYALKOVA receives mail is on the declaration and is the following:

Zoya Andonova NEDEYALKOVA
k-s Slavejkov, Block 59, Vh. 1, et. 10, ap. 30
Bourgas, 8008
Bulgaria

Proof of the Pertinent Facts

A letter dated June 13, 2006, copy of which is attached, from the European patent attorney, Dr. Marlene K. Ziebig, of Gulde Hengelhaupt Ziebig & Schneider, who is the attorney of applicants, UNIVERSITY OF LEICESTER and BALKANPHARMA-RAZGRAD CO., to whom 15 of the 16 inventors (missing inventor not assigning is Zoya Andonova NEDEYALKOVA) assigned their rights (see reel/frame: 018642/0525) stated that Ms. Zoya Andonova NEDEYALKOVA signed the "Filing of Supplemental Declaration" document which was discussed above, but refused to sign the Combined Declaration/Power of Attorney and the Assignment. This information according to the letter dated June 13, 2006, is from Ms. Valcheva, who is a patent attorney of BALKANPHARMA-RAZGRAD CO., one of the assignees. According to the letter dated June 13, 2006, Ms. Valcheva indicated that Ms. NEDEYALKOVA is a "very, very queer fellow, this is the problem."

The above facts establish that Zoya Andonova NEDEYALKOVA refused to sign and return the Combined Declaration/Power of Attorney to assignee(s).

The fee of \$ 200.00 set forth in § 1.17(g) is attached.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Csaba Henter', written over a horizontal line.

Csaba Henter, Reg. No. 50,908
Anthony J. Zelano, Reg. No. 27,969
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Attorney Docket No.: GULDE-52

Date: March 8, 2007

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2200 Clarendon Boulevard, Suite 1400
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JUN 13 2006

by facsimile only 001 703 243 6410

Datum / Date:	June 13, 2006 ✓
Ihr Zeichen / Your File:	GULDE-0052
Unser Zeichen / Our File:	P118401US-Zie/Fi ✓
Land / Country:	USA/USA ✓
Aktenzeichen / File No.:	10/510,577
Anmelder / Applicant:	Balkanpharma - Razgrad Co., University of Leicester
Titel / Title:	N-(3-RifamycinyI)carbamate, method of preparing them and their use for treating and preventing tuberculosis

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Dear Mr. Zelano:

Further to our letter of June 06, 2006 we are pleased to provide you today with the *Filing of Supplemental Declaration* signed by the Bulgarian inventor Ms. Zoya Andonova Nedeyalkova.

After difficult and long efforts this document was submitted to us by the patent attorney of Balkanpharma, Ms. Valcheva. She also informed us that Ms. Nedeyalkova refuses to sign the *Combined Declaration/Power of Attorney* and the *Assignment* to Balkanpharm and University of Leicester. She wrote us that Ms. Nedeyalkova is a "very, very queer fellow, this is the problem".

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RECEIPT
ACKNOWLEDGED
MWZB
DATE JUN 13 2006

GULDE HENGELHAUPT ZIEBIG & SCHNEIDER

Seite 2 des Schreibens vom 13. Juni 2006

The Statement of Assignees was undersigned by Balkanpharma. We are waiting for the signature of the University of Leicester and hope to submit the document soon.

How to proceed further?

Please confirm receipt!

Very truly yours,



Dr. Marlene K. Ziebig
Patent Attorney

Encl.:

Filing of Supplemental Declaration signed by Ms. Nedeyalkova